

1 UNITED STATES DISTRICT COURT

2 DISTRICT OF NEVADA

3
4 UNITED STATES OF AMERICA,

5 Plaintiff

6 v.

7 JASON MICHAEL WESLOSKI,

8 Defendant

Case No. 2:23-cr-00093-CDS-EJY

FINDINGS OF FACT,
CONCLUSIONS OF LAW AND
ORDER

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10 **FINDINGS OF FACT**

11 Based on the pending Stipulation of counsel, and good cause appearing therefore, the
12 Court finds that:

13 1. Defense counsel needs additional time to review discovery and conduct
14 investigation to determine whether to engage in pretrial litigation.

15 2. Government counsel and defense counsel agree to the continuance.

16 3. The additional time requested herein is not sought for purposes of delay, but
17 merely to allow counsel for defendant sufficient time within which to be able to effectively and
18 complete investigation of the discovery materials provided.

19 4. Additionally, denial of this request for continuance could result in a miscarriage
20 of justice. The additional time requested by this Stipulation is excludable in computing the time
21 within which the trial herein must commence pursuant to the Speedy Trial Act, Title 18, United
22 States Code, Section 3161(h)(7)(A), considering the factors under Title 18, United States Code,
23 Section 3161(h)(7)(B)(i), (iv).

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CONCLUSIONS OF LAW

The ends of justice served by granting said continuance outweigh the best interest of the public and the defendant in a speedy trial, since the failure to grant said continuance would be likely to result in a miscarriage of justice, would deny the parties herein sufficient time and the opportunity within which to be able to effectively and thoroughly prepare for trial, taking into account the exercise of due diligence.

The continuance sought herein is excludable under the Speedy Trial Act, Title 18, United States Code, Section § 3161 (h)(7)(A), when the considering the factors under Title 18, United States Code, § 3161(h)(7)(B)(i), (iv).

ORDER

IT IS THEREFORE ORDERED that the parties herein shall have to and including March 22, 2024, to file any and all pretrial motions and notice of defense.

IT IS FURTHER ORDERED that the parties shall have to and including April 5, 2024, to file any and all responses.

IT IS FURTHER ORDERED that the parties shall have to and including April 12, 2024, to file any and all replies.

Dated: March 5, 2024


UNITED STATES DISTRICT JUDGE